

**State of Minnesota**

County

**District Court**

Judicial District: \_\_\_\_\_

Court File Number: \_\_\_\_\_

Case Type: \_\_\_\_\_

Dissolution with Children

**In Re the Marriage of:**\_\_\_\_\_  
Name of Petitioner

and

\_\_\_\_\_  
Name of Respondent**Affidavit In Support Of  
Responsive Motion For  
Temporary Relief With Children**STATE OF MINNESOTA )  
) SS  
COUNTY OF \_\_\_\_\_)

My name is \_\_\_\_\_ and I state that:

1. I am the (*check one*): ☐ Petitioner ☐ Respondent in this case, and I make this  
*Affidavit* in support of my *Responsive Motion For Temporary Relief With Children*.

2. A child protection case involving any or all of the child(ren) in this case:

☐ IS NOT taking place in any county or state☐ IS taking place in \_\_\_\_\_ County in the State of \_\_\_\_\_  
and the file number is \_\_\_\_\_.3. An *Order for Protection* involving me and the other party and/or the child(ren):☐ DOES NOT exist in any county or state☐ DOES exist in \_\_\_\_\_ County in the State of \_\_\_\_\_The *Order for Protection* is dated \_\_\_\_\_ and the file  
number is \_\_\_\_\_. **A copy of the *Order for Protection* is  
attached.**

4. My spouse and I have \_\_\_\_\_ minor child(ren) who is/are:

Full Name of Child (first, middle, last)	Date of Birth (mo/day/year)	Age

5. The child(ren) currently live with:

☐ Petitioner ☐ Respondent ☐ Other \_\_\_\_\_

who is the child(ren)'s: ☐ Mother ☐ Father ☐ Other relation to the children. The

address of the child(ren) is \_\_\_\_\_ in the

City of \_\_\_\_\_, State of \_\_\_\_\_, zip code \_\_\_\_\_.

The child(ren) has/have lived at this address since the date \_\_\_\_\_

6. I want the Court to grant temporary legal custody of the child(ren): (*check one*)

☐ a. Jointly to me and my spouse because \_\_\_\_\_

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☐ b. Solely to (*check one*): ☐ Me ☐ My spouse because \_\_\_\_\_

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7. Write your response to paragraph 6 in the other party's *Affidavit*: \_\_\_\_\_

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8. I want the Court to grant temporary physical custody of the child(ren) (check one):

☐ a. Jointly to me and my spouse, with the child(ren) living with me at the following times: \_\_\_\_\_

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\_\_\_\_\_ and the children living with my spouse at the following times \_\_\_\_\_

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☐ b. Solely to: ☐ Me ☐ My spouse

9. I believe that my request for physical custody is in the child(ren)'s best interests because

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10. Write down your response to paragraphs 7 and 8 in the other party's *Affidavit*: \_\_\_\_\_

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11. I am asking for (*check one*): ☐ supervised ☐ unsupervised parenting time for the child(ren) and my spouse because \_\_\_\_\_

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- \_\_\_\_\_
- \_\_\_\_\_
12. Write down your response to paragraph 9 in the other party's *Affidavit*: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
13. I am asking for the parenting time schedule in my *Responsive Motion* and I believe this schedule is in the child(ren)'s best interests because \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
14. If your parenting time schedule is different from the other party's, write down your response to paragraph 10 in the other party's *Affidavit*: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
15. I am asking the Court to decide temporary child support.
- My gross monthly income is \$ \_\_\_\_\_ from \_\_\_\_\_
- My spouse's gross monthly income is \$ \_\_\_\_\_ from \_\_\_\_\_
16. ☐ I am NOT asking for temporary spousal maintenance.
- ☐ I am asking the Court to decide temporary spousal maintenance LATER.
- ☐ I am asking the Court for spousal maintenance. I do not have enough income to meet my needs. My spouse has income to meet his or her needs and is able to help me. My income and expenses are in my *Affidavit*. I need \$ \_\_\_\_\_

per month in spousal maintenance. I cannot support myself because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

17. Write down your response to paragraph 12 in the other party's *Affidavit*: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

18. I am asking the Court to order my spouse to pay my attorney's fees: ☐ YES ☐ NO.  
If YES, I need attorney's fees because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

19. My spouse should go to an evaluation: ☐ YES ☐ NO. If YES, the evaluations should  
be ordered for: (*check all that apply*)  
☐ Alcohol use ☐ Drug use ☐ Anger management/Domestic abuse **or** ☐ Other (*please  
specify*) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

20. Write down your response to paragraph 14 of the other party's *Affidavit*: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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21. ☐ I am asking the Court to order that I have sole use and possession of our home located at (*the address*) \_\_\_\_\_
- ☐ I am asking the Court to order that my spouse have sole use and possession of our home located at (*the address*) \_\_\_\_\_
- ☐ I am asking the Court to order that my spouse and I stay in the home located at (*the address*) \_\_\_\_\_
- ☐ I am asking the Court for the relief checked above because \_\_\_\_\_

22. Write down your response to paragraph 15 of the other party's Affidavit: \_\_\_\_\_

23. My spouse and I have already divided our personal belongings, household goods and furniture: (*check one*): ☐ YES ☐ NO. If NO, I am asking for the temporary use and possession of the following personal property, household goods and furniture (*list the specific items*): \_\_\_\_\_

\_\_\_\_\_ because \_\_\_\_\_

I am asking that my spouse have the temporary use and possession of the following household goods and furniture (*list the specific items*): \_\_\_\_\_

\_\_\_\_\_ because \_\_\_\_\_

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24. My spouse and I own motor vehicle(s): ☐ YES ☐ NO. If YES, I want the temporary use and possession of the following motor vehicle(s): (list year/make/model for each vehicle) \_\_\_\_\_  
because \_\_\_\_\_

\_\_\_\_\_

I want my spouse to have the temporary use and possession of the following motor vehicle(s): (list year/make/model for each vehicle) \_\_\_\_\_

\_\_\_\_\_

because \_\_\_\_\_

\_\_\_\_\_

I will make the payments and insurance costs for my vehicle(s): ☐ YES ☐ NO. If no, I want my spouse to make these payments because \_\_\_\_\_

\_\_\_\_\_

My spouse should make the payments and insurance costs for his/her vehicle(s):  
☐ YES ☐ NO. If NO, I want my spouse to make these payments because \_\_\_\_\_

- \_\_\_\_\_
25. My spouse and I have debts: ☐ YES ☐ NO. If YES, I am asking the Court to order the debts to be paid temporarily as I asked in my *Motion* because \_\_\_\_\_

- \_\_\_\_\_
26. I want to change certain medical, dental, automobile or life insurance policies: ☐ YES  
☐ NO. If YES, I want to make the following changes: \_\_\_\_\_

because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

27. I am asking for insurance to be reinstated: ☐ YES ☐ NO. If YES, explain:

- a. What insurance has lapsed or been cancelled: \_\_\_\_\_
- b. The date that the insurance lapsed or was cancelled: \_\_\_\_\_
- c. Who let the insurance lapse or cancelled it: \_\_\_\_\_
- d. Why should the insurance be reinstated: \_\_\_\_\_  
\_\_\_\_\_

28. I believe that my spouse's income will increase: ☐ YES ☐ NO. If YES, this income is (*check all that apply*): ☐ salary or wage increases; ☐ overtime pay; ☐ bonuses; or ☐ other (*specify*): \_\_\_\_\_

I want the Court to order my spouse to immediately notify me of any changes in his or her income: ☐ YES ☐ NO because (s)he might not tell me and I want to know because  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

29. I want the Court to order that my spouse shall not spend or otherwise use income raises, income tax refunds, bonuses or other extra income: ☐ YES ☐ NO. If YES, because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

30. I am asking the Court for permission to sell or otherwise dispose of property: ☐ YES ☐ NO. If YES, I want to sell or otherwise dispose of the following property (*be specific*): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



31. I asked the Court for additional relief: ☐ YES ☐ NO. I asked for this relief because\_\_

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I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone: ( \_\_\_\_\_ ) \_\_\_\_\_

E-mail address: \_\_\_\_\_